

1 Christopher S. Marchese (SBN 170239)
marchese@fr.com
2 Tyler R. Train (SBN 318998)
train@fr.com
3 FISH & RICHARDSON P.C.
4 633 West Fifth Street, 26th Floor
Los Angeles, CA 90071
5 Tel: (213) 533-4240 / Fax: (858) 678-5099

6 Oliver Richards (SBN 310972)
orichards@fr.com
7 John-Paul Fryckman (SBN 317591)
fryckman@fr.com
8 Fish & Richardson P.C.
9 12860 El Camino Real, Suite 400
San Diego, CA 92130
10 Tel: (858) 678-5070

11 *Additional Counsel Listed on Signature Page*

12 Attorneys for Defendants
13 DISH Network Corporation, et al.

14
15 IN THE UNITED STATES DISTRICT COURT
16 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

17 ENTROPIC COMMUNICATIONS,
18 LLC,

19 Plaintiff,

20 v.

21 DISH NETWORK CORPORATION;
22 DISH NETWORK L.L.C.; DISH
NETWORK SERVICE L.L.C.; AND
23 DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

24 Defendants.
25
26
27
28

Case No. 2:23-cv-1043-JWH-KES

**APPLICATION FOR LEAVE TO
FILE UNDER SEAL DEFENDANTS'
ANSWER, AFFIRMATIVE
DEFENSES, AND FIRST AMENDED
COUNTERCLAIMS TO
PLAINTIFF'S COMPLAINT
PURSUANT TO L.R. 79-5.2.2**

District Judge: Hon. John W. Holcomb
Magistrate Judge: Hon. Karen E. Scott

1 DISH NETWORK CORPORATION;
2 DISH NETWORK L.L.C.; DISH
3 NETWORK SERVICE L.L.C.; DISH
4 NETWORK CALIFORNIA SERVICE
5 CORPORATION; AND DISH
6 TECHNOLOGIES, L.L.C.

7 Counter-Claimants,

8 v.

9 ENTROPIC COMMUNICATIONS,
10 LLC; MAXLINEAR, INC.; AND
11 MAXLINEAR COMMUNICATIONS
12 LLC,

13 Counter-Defendants.

Pursuant to Civil Local Rules 79-5.2.2(b), Defendants DISH Network Corporation; DISH Network L.L.C.; Dish Network Service L.L.C.; and Dish Network California Service Corp. (collectively, “DISH” or “Defendants”) file this Application for Leave to File Under Seal the following documents:

- Portions of Defendants’ Answer, Affirmative and Additional Defenses, and First Amended Counterclaims to Plaintiff Entropic Communications, LLC’s (“Plaintiff” and “Entropic”) Complaint for Patent Infringement (“Amended Counterclaims”);
- Portions of Attachment A the redline of Defendants’ Amended Counterclaims; and
- Exhibits 1-2 & 4-20 in Support of the Defendants’ Amended Counterclaims.

The above documents contain and discuss material that DISH, Plaintiff Entropic, Counter-Defendants MaxLinear, Inc. (“MaxLinear”), and third-party Multimedia over Coax Alliance (“MoCA”) (collectively, the “Designating Parties”) deem to be confidential, sensitive business information that they have designated as “Restricted—Attorneys’ Eyes Only” under the Protective Order in this case. *See* Richards Decl. ¶¶ 2-6.

Pursuant to Local Rule 79-5.2.2(b), Defendants have conferred with the Designating Parties about possible redactions that would eliminate or minimize the need for filing under seal. *Id.* ¶ 7. Based on the responses received while conferring with counsel, DISH files the present request to file documents under seal. *Id.* Defendants are also filing a proposed order granting this Application.

1 Dated: January 31, 2024

FISH & RICHARDSON P.C.

2
3 By: /s/ Oliver Richards

4 Oliver Richards (SBN 310972)
5 orichards@fr.com
6 John-Paul Fryckman (SBN 317591)
7 fryckman@fr.com
8 Fish & Richardson P.C.
9 12860 El Camino Real, Suite 400
10 San Diego, CA 92130
11 Tel: (858) 678-5070

12 Christopher S. Marchese (SBN 170239)
13 marchese@fr.com
14 Tyler R. Train (SBN 318998)
15 train@fr.com
16 633 West Fifth Street, 26th Floor
17 Los Angeles, CA 90071
18 Tel: (213) 533-4240

19 Ruffin B. Cordell (*pro hac vice*)
20 cordell@fr.com
21 Richard A. Sterba (*pro hac vice*)
22 sterba@fr.com
23 Ralph A. Phillips (*pro hac vice*)
24 rphillips@fr.com
25 Adam R. Shartzter (*pro hac vice*)
26 shartzter@fr.com
27 Michael J. Ballanco (*pro hac vice*)
28 ballanco@fr.com
Taylor C. Burgener (SBN 348769)
burgener@fr.com
FISH & RICHARDSON P.C.
1000 Maine Ave., SW, Suite 1000
Washington, DC 20024
Tel: (202) 783-5070

David M. Barkan (SBN 160825)
barkan@fr.com
FISH & RICHARDSON P.C.
500 Arguello Street, Suite 400
Redwood City, CA 94063
Tel: (650) 839-5070

Ashley A. Bolt (*pro hac vice*)
bolt@fr.com
FISH & RICHARDSON P.C.

1 1180 Peachtree Street NE, 21st Floor
2 Atlanta, GA 30309
3 Tel: (404) 892-5005

4 Aaron P. Pirouznia (*pro hac vice*)
5 pirouznia@fr.com
6 FISH & RICHARDSON P.C.
7 1717 Main Street, Suite 5000
8 Dallas, TX 75201
9 Tel: (214) 292-4073
10 Fax: (214) 747-2091

11 Attorneys for Defendants
12 DISH Network Corporation, et al.
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28